

MEETINGS TO DATE 2  
NO. OF REGULARS 2  
NO. OF SPECIALS 0

LANCASTER, NEW YORK  
JANUARY 18, 1982

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 18th day of January, 1982, at 8:15 P.M. and there were:

PRESENT: STANLEY JAY KEYSA, SUPERVISOR  
RONALD A. CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
LEONARD E. GRZYBOWSKI, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY  
VIRGIL J. PAUL, HIGHWAY SUPERINTENDENT  
ROBERT L. LANEY, BUILDING INSPECTOR

BID OPENINGS:

None

PUBLIC HEARINGS:

None

OFFICIAL REPORTS:

None

COMMITTEE REPORTS:

Councilman Czapla, for the Investigating Committee, reported that the Committee Members, the Architect, and the Contractor inspected the roof at the Senior Citizens Building on Clark Street.

The Committee has recommended release of the \$15,000.00 Performance Security on this contract and also final payment to the contractor with a \$750.00 retention for work to be completed in the Spring.

Councilman Kwak, for the Recreation Committee, reported that the Committee has met with Saratoga Associates and had preliminary discussions relative to the planning for Phase II of Walden Pond Park.

Councilman Kwak indicated that it is not the purpose of the Town of Lancaster, at this time, to proceed with construction of Phase II of this park but plan preparation is being made at this time in the event that Federal funds would be released in the future for any "on the shelf plans" for a park project.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board of the  
Town of Lancaster, held January 1, 1982, as presented by the Town Clerk, be  
and hereby are approved.

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duy~~  
The resolution was thereupon unanimously adopted.

January 18, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GRZYBOWSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the cost of disposal of refuse and trash by the Town of  
Lancaster may exceed the sum of \$5,000.00 in the year 1982, and

WHEREAS, pursuant to §103 of the General Municipal Law, the Town  
Board is obligated to proceed to public bid for such disposal;

NOW, THEREFORE, BE IT

RESOLVED, that Bids be received by this Town Board on the 1st day of  
February, 1982, at 8:15 o'clock P.M., Local Time, for the purpose of furnishing  
of a refuse dumping site in accordance with specifications on file in the  
Town Clerk's office, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to place  
a Notice to Bidders in the Lancaster Enterprise and post notices thereof as  
required by the Town Law of the State of New York, which Notice shall be in  
the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~dkyx~~

The resolution was thereupon unanimously adopted.

January 18, 1982

LEGAL NOTICE  
NOTICE TO BIDDERS  
FOR  
FURNISHING OF  
REFUSE DUMPING SITE  
TOWN OF LANCASTER

SEALED BIDS will be received and publicly opened by the Town Board of the Town of Lancaster at 8:15 o'clock P.M., Local Time, February 1, 1982, for the furnishing of a refuse dumping site for the Town of Lancaster.

Specifications are on file with and may be obtained from the Town Clerk of the Town of Lancaster, 21 Central Avenue, Lancaster, New York.

A Non-Collusive Bid Certificate must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

January 18, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

RESOLVED, that so much of the resolution of January 1, 1982, setting  
salaries for the Highway Department, be and hereby is amended to provide as  
follows:

- a) Foreman \$ 9.50 per hr.
- b) Mechanic Foreman 9.50 per hr.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~clerk~~  
The resolution was thereupon unanimously adopted.

January 18, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, Lancaster Sanitary Land Fill, Inc., 2255 Bailey Avenue, Buffalo, New York, has heretofore be issued a permit and renewals thereof to operate a Sanitary Land Fill within the Town of Lancaster for the period September 1, 1961 to December 31, 1981, on a parcel of land east of Gunnville Road containing approximately 97.5 acres, and

WHEREAS, the permittee has filed an application with the Town Clerk of the Town of Lancaster for a renewal of its permit to operate a Sanitary Land Fill on this 97.5 acre parcel for the year 1982 in accordance with the same terms and conditions as the original permit, and

WHEREAS, the Town Clerk of the Town of Lancaster, by letter dated December 10, 1981, has informed the Town Board that he has reviewed the renewal application, and also certified that there are no reports or additional license fees in arrears,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby authorized to issue a renewal permit to Lancaster Sanitary Land Fill, Inc., 2255 Bailey Avenue, Buffalo, New York, for the purpose of operating a Sanitary Land Fill within the Town of Lancaster during the year 1982 on a parcel of land containing approximately 97.5 acres, all in accordance with the renewal application of the corporation as filed in the Office of the Town Clerk with bond amount hereby set by the Town Board in the amount of \$25,000.00, and

BE IT FURTHER

RESOLVED, that the following surety be and is hereby approved as to form and sufficiency:

Deposit with the Town of Lancaster - 1875 negotiable shares of I.B.M. Corporation Common Stock with a market value on January 5, 1982 of \$57.00 per share; total surety as of January 5, 1982 - \$106,875.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~duxxx~~  
The resolution was thereupon unanimously adopted.

January 18, 1982



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster has  
heretofore requested the renovation of existing heating system and fuel  
conversion for the Public Works Building, located at 525 Pavement Road,  
Lancaster, New York, and

WHEREAS, specifications therefor have been filed with the Town Clerk

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Bids will be received by this Town Board on the 10th day  
of February, 1982, at 2:00 o'clock P.M., Local Time, for the purpose of  
heating construction for the renovation of existing heating system and fuel  
conversion of Town of Lancaster Public Works Building, in accordance with  
specifications on file in the Town Clerk's Office.

2. That the Town Clerk be and is hereby authorized to place a  
Notice to Bidders in the Lancaster Enterprise and post notices thereof as  
required by the Town Law of the State of New York, which Notice shall be in  
the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~clerk~~  
The resolution was thereupon unanimously adopted.

January 18, 1982

LEGAL NOTICE

NOTICE TO BIDDERS  
TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that separate sealed bids for the heating construction for the Renovation of Existing Heating System and Fuel Conversion of Town of Lancaster Public Works Building, located at 525 Pavement Road, Lancaster, New York, will be received by the Supervisor of the Town of Lancaster at the Town Hall, 21 Central Avenue, Lancaster, New York 14086, until 2:00 o'clock P.M., Local Time, on the 10th day of February, 1982, at which time they will be publicly opened and read aloud.

Instructions to Bidders, Bid Form, General Conditions, Supplementary General Conditions, Working Drawings, Specifications, Forms of Performance and other surety bonds may be examined at the office of Babinsky Engineers, 150 Creekside Drive, Amherst, New York 14150.

Copies of above documents may be obtained upon depositing twenty-five dollars (\$25.00) for each set of drawings and specifications. Deposit is refundable, in full, to any bidder furnishing required security who returns such copies, in good condition within ten (10) days following submission of bids.

The Town of Lancaster reserves the right to waive any informalities in and to reject any or all bids submitted.

A Bid Bond in the amount of ten percent (10%) of base bid is required and must accompany bid. Performance bond and labor & material payment bond equal to one hundred percent (100%) of contract sum are required to be delivered at the time the contract is signed with the owner.

Attention of bidders is called to requirements for conditions of employment to be observed and minimum wage rates to be paid, and requirements pertaining to certification of non-collusion in preparation of bids submitted for this project.

No Bidder may withdraw his bid within forty-five (45) days after date of opening.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

January 18, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, Lancaster Sanitary Land Fill, Inc., 2255 Bailey Avenue, Buffalo, New York, has heretofore been issued a permit and renewals thereof to operate a Sanitary Land Fill within the Town of Lancaster for the period July 1, 1974 to December 31, 1981 on a parcel of land east of Gunnville Road containing approximately 78 acres, and

WHEREAS, the permittee has filed an application with the Town Clerk of the Town of Lancaster for a renewal of its permit to operate a Sanitary Land Fill on this 78 acre parcel for the year 1982 in accordance with the same terms and conditions as the original permit, and

WHEREAS, the Town Clerk, by letter dated December 10, 1981, has informed the Town Board that he has reviewed the renewal application and also certified that there are no reports or additional license fees in arrears,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk of the Town of Lancaster be and is hereby authorized to issue a renewal permit to Lancaster Sanitary Land Fill, Inc., 2255 Bailey Avenue, Buffalo, New York, for the purpose of operating a Sanitary Land Fill within the Town of Lancaster during the year 1982 on a parcel of land containing approximately 78 acres, all in accordance with the renewal application of the corporation as filed in the Office of the Town Clerk, with bond amount hereby set by the Town Board in the amount of \$25,000.00, and

BE IT FURTHER

RESOLVED, that the following surety be and is hereby approved as to form and sufficiency:

Deposit with the Town of Lancaster, 1875 negotiable shares of I.B.M. Corporation Common Stock with a market value on January 5, 1982 of \$57.00 per share; total surety as of January 5, 1982 - \$106,875.00.

and,

BE IT FURTHER

RESOLVED, that so much of the permit approved by the Town Board of the Town of Lancaster on July 1, 1974, set forth in Paragraph 5 thereof, shall be amended by deleting the last sentence of Paragraph 5 and substituting in place and instead thereof, the following:

"The Corporate Permittee shall file with the permit application an annual report with the Town of Lancaster, clearly showing the area of the land fill site filled during the previous year and indicating the percentage of volume of the total site filled.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duly~~  
The resolution was thereupon unanimously adopted.

January 18, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GRZYBOWSKI , TO WIT:

RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK,  
ADOPTED JANUARY 18, 1982, AMENDING THE BOND  
RESOLUTION ADOPTED OCTOBER 5, 1981.

Recital

WHEREAS, the Town Board of the Town of Lancaster, in  
the County of Erie, New York, has heretofore duly authorized the  
alteration of the heating system of the Public Works Building in  
the Town and due to the increased cost of such alteration, it is  
now necessary to increase the estimated maximum cost thereof and to  
provide for the financing thereof, now therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN  
THE COUNTY OF ERIE, NEW YORK (by favorable vote of not less than  
two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The bond resolution of said Town of Lancaster,  
duly adopted by the Town Board of said Town on October 5, 1981,  
entitled:

"Bond Resolution of the Town of Lancaster, New York,  
adopted October 5, 1981, authorizing the alteration of the heating  
system of the Public Works Building located at Lancaster Town  
Center, in the Town, stating the estimated maximum cost thereof is  
\$32,000, appropriation said amount therefor, including the appro-  
priation of \$1,600 current funds to provide the required down payment  
and authorizing the issuance of \$30,400 serial bonds of the Town  
to finance the balance of said appropriation,"

is hereby amended to read as follows:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK,  
ADOPTED OCTOBER 5, 1981, AND AMENDED JANUARY 18, 1982,  
AUTHORIZING THE ALTERATION OF THE HEATING SYSTEM OF THE  
PUBLIC WORKS BUILDING LOCATED AT LANCASTER TOWN CENTER,  
IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF  
IS \$45,000, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING  
THE APPROPRIATION OF \$2,250 CURRENT FUNDS TO PROVIDE THE  
REQUIRED DOWN PAYMENT AND AUTHORIZING THE ISSUANCE OF  
\$42,750 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE  
OF SAID APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN  
THE COUNTY OF ERIE, NEW YORK (by favorable vote of not less than  
two-thirds of all the members of said Board), AS FOLLOWS:

Section 1. The Town of Lancaster, in the County of Erie,  
New York (the "Town"), is hereby authorized to reconstruct the heating  
system of the Public Works Building, in the Town. The estimated  
maximum cost of said specific object or purpose, including pre-  
liminary cost and costs incidental thereto and the financing thereof,  
is \$45,000 and the said amount is hereby appropriated therefor  
including the appropriation of \$2,250 surplus funds to provide  
the required down payment. The plan of financing includes the  
expenditure of said surplus funds, the issuance of \$42,750 serial  
bonds of the Town to finance the balance of the appropriation, the  
levy of a tax upon all the taxable real property within the Town  
to pay the principal of said bonds and interest thereon as the same  
shall become due and payable.

Section 2. Serial bonds of the Town are hereby authorized  
to be issued in the principal amount of \$42,750 pursuant to the  
provisions of the Local Finance Law, constituting Chapter 33-a of  
the Consolidated Laws of the State of New York (the "Law") to finance  
said appropriation not covered by said current funds.

Section 3. The following additional matters are hereby determined and declared:

(a) The said Public Works Building is of Class "A" Construction and the period of probable usefulness of the specific object or purpose for which the \$42,750 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 13. of the Law is ten (10) years.

(b) Current funds are required by the Law to be provided as a down payment prior to the issuance of the bonds authorized by this resolution of any notes issued in anticipation of said bonds, and such current funds in the amount of \$2,250, are now available in the current budget of the Town and the heading "Unappropriated Surplus Funds". The Village Treasurer is hereby authorized and directed to set aside said current funds and to apply same to said class of object or purpose.

(c) The proposed maturity of the bonds authorized pursuant to this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by §52.00 of the Law and said bonds and any notes issued in anticipation thereof, shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said notes and §50.00 and §§56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized pursuant to this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution, as amended, is subject to a permissive referendum.

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Section 2. The amendment to said bond resolution in Section 1 of this resolution shall in no way affect the validity, of any liabilities incurred, obligations issued, or taken pursuant to said bond resolution and all such liabilities incurred, issued or taken pursuant to said bond resolution, as so amended.

Section 3. This resolution shall be subject to a permissive referendum.



The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

January 18, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
. KWAK , TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER,  
IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Lancaster shall within ten (10) days after the adoption of the amended bond resolution referred to in the form of Notice hereinafter set forth in Section 3 hereof, cause to be published at least once in "LANCASTER ENTERPRISE-JOURNAL" a newspaper published in Lancaster, New York and to be posted in at least six (6) public places in the Town, a Notice which shall set forth the date of adoption of said foregoing resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. After the said amended bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law of the State of New York.

Section 3. The Notice referred to in Section 1 hereof, shall be in substantially the foregoing form:

TOWN OF LANCASTER, NEW YORK

PLEASE TAKE NOTICE that on January 18, 1982, the Town Board of the Town of Lancaster, New York, adopted a resolution entitled:

"Bond Resolution of the Town of Lancaster, New York, adopted October 5, 1981, and amended January 18, 1982, authorizing the alteration of the heating system of the Public Works Building located at Lancaster Town Center, in the Town, stating the estimated maximum cost thereof is \$45,000, appropriation said amount therefor, including the appropriation of \$2,250 current funds to provide the required down payment and authorizing the issuance of \$42,750 serial bonds of the Town to finance the balance of said appropriation,"

an abstract of such resolution, concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING the Town of Lancaster ("Town") New York, to reconstruct the heating system of the Public Works Building in the Town; STATING the estimated maximum cost of said specific object or purpose, is \$45,000; APPROPRIATING the said amount therefor, including the appropriation of \$2,250 current funds provide the required down payment; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$42,750 serial bonds to finance the balance of said appropriation and the levy and collection of a tax upon all the taxable real property in the Town to pay the principal of said bonds and the interest thereon;

SECOND: AUTHORIZING \$42,750 serial bonds of the Town to be issued pursuant to the provisions of the Local Finance Law ("Law"), to finance the balance of said appropriation;

THIRD: DETERMINING AND STATING that the period of probable usefulness of the specific object or purpose is ten (10) years; that current funds are required by the Law to be provided as a down payment prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds and such current funds in the amount of \$2,250 are now available in the current budget of the Town under the heading "Unappropriated Surplus Funds;" AUTHORIZING AND DIRECTING the Town Supervisor to set aside said current funds and to apply same solely to said class of objects or purpose; STATING that the proposed maturity of the bonds authorized pursuant to this resolution will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any notes issued in anticipation of the sale thereof and the renewals of said notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town.

FIFTH: DELEGATING to the Supervisor the powers and duties of the Town Board as to the issuance of said bonds and any notes issued in anticipation of the sale thereof or the renewals of said notes; and

SIXTH: DETERMINING that the resolution, as amended, is subject to a permissive referendum.

DATED: JANUARY 18, 1982

ROBERT P. THILL  
Town Clerk

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duxxx~~  
The resolution was thereupon unanimously adopted.

January 18, 1982

PREFILED RESOLUTION NO. 9

CZAPLA/\_\_\_\_\_ Confirm Membership - Twin District Vol. Fire Co.

Councilman Czapla requested a withdrawal of prefiled Resolution No. 9 of the agenda of January 18, 1982 and requested the Town Clerk to write to the fire company to determine if the appropriate bylaw authorization and vote was taken to admit this out-of-district applicant.

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN GRZYBOWSKI , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 CZAPLA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
 ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 1342 to 1419 Incl.	\$111,286.91
Part Town Fund	No. 827 to 827 Incl.	\$ 25,000.00
Highway Fund	No. 839 to 878 Incl.	\$114,073.84
Special District Fund	No. 553 to 556 Incl.	\$ 14,290.81
Trust & Agency Fund	No. 536 to 542 Incl.	\$ 29,674.28
Federal Revenue Sharing Fund	No. 266 to 277 Incl.	\$ 26,188.43
Capital Fund	No. 585 to 585 Incl.	\$ 9,710.40
Community Development Fund	No. 1069 to 1069 Incl.	\$ 188.10

The question of the adoption of the foregoing resolution was duly  
 put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

January 18, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN CZAPLA , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 GRZYBOWSKI , TO WIT:

RESOLVED, that the following Building Permit Applications be and  
 are hereby approved and the issuance of Building Permits be and are hereby  
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
1	Marrano Corp.	5 Fox Hunt Rd.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
2	Marrano Corp.	7 Old Orchard Common	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
3	Marrano Corp.	173 Pleasnat View Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
4	J & S Serafino	5809 Broadway	ER. RESTAURANT

The question of the adoption of the foregoing resolution was duly  
 put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

♦♦♦♦♦  
 The resolution was thereupon unanimously adopted.

January 18, 1982

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED over the objection of Councilman Grzybowski.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, a need exists in the Buildings Maintenance Department of the Town of Lancaster for an additional laborer, and

WHEREAS, funds have been provided in the 1982 Budget of the Town of Lancaster for the hiring of an additional laborer,

NOW, THEREFORE, BE IT

RESOLVED, that JOSEPH WEREMBLEWSKI, 461 Aurora Street, Lancaster, New York, be and is hereby appointed to the position of Laborer in the Buildings Maintenance Department of the Town of Lancaster effective January 19, 1982, at an hourly rate of \$6.35 per hour.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED NO
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~and~~

The resolution was thereupon unanimously adopted.

January 18, 1982



STATUS REPORT ON UNFINISHED BUSINESS:

1. Dumping Permit Application - Walt's Tree Service  
On April 16, 1981, the Planning Board recommended denial of this application. On April 20, 1981, the Town Board returned this application to the Planning Board for further review and recommendation.
2. Grade Crossings, Maple Drive Signalization  
On February 4, 1980, the N.Y.S. Dept. of Transportation acknowledged receipt of the Town Board resolution requesting signalization of this crossing and forwarded it to Albany Railroad Safety Section for review. On January 4, 1982, the Town Clerk requested a status report from the Albany Railroad Safety Section.
3. Public Improvement Permit Authorization, Countryside Subdivision, Phase 1 (Josela)  
The Town Board on October 1, 1979, authorized issuance of P.I.P. No. 75 (street lighting) and P.I.P. No. 76 (sidewalks) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
4. Public Improvement Permit Authorization, Country View East Subdivision, Phase 1 (Marrano)  
On January 21, 1980, the Town Board authorized issuance of P.I.P. No. 77 (sidewalks) and No. 78 (street lighting) which have not yet been accepted by the Town Board. The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1982.
5. Public Improvement Permit Authorization, Heritage Hills Subdivision, Phase 1  
The Town Board authorized issuance of P.I.P. No. 60 (street lighting) and P.I.P. No. 70 (sidewalks) which have not yet been accepted by the Town Board. The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
6. Public Improvement Permit Authorization, Woodview Estates Subdivision  
The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
7. Review Ambulance Fees - Village of Depew  
On December 7, 1981, the Town Attorney reported that he has requested a discussion meeting with the Village of Depew.
8. Rezone Petition - Michael Passucci  
On December 21, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
9. Special Use Permit - Brink's Motors, Inc.  
On March 2, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
10. Street Lighting - New Subdivisions  
On June 15, 1981, this matter was referred to the Lighting Committee for review. On August 18, 1981, the Town Clerk wrote to the developers of Heritage Hills Subdivision, Country View East Subdivision, and Countryside Subdivision directing them to repair all damaged items.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

11. Subdivision Approval - Lancaster Industrial Commerce Center  
On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of the Water, Sanitary Sewer, and Drainage District applications.
12. Subdivision Approval - Plumb Bottom Estates  
On June 1, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
13. Traffic Study - Central and Columbia Avenues Intersection  
On September 4, 1980, the County Dept. of Highways requested a report of all accidents at this intersection for the past three years. On October 8, 1980, the Town Clerk provided the County with the required report data. On January 4, 1982, the Town Clerk requested a status report on this matter from the County of Erie.
14. Traffic Study - Genesee Street and Ransom Road  
On July 6, 1981, the Town Board adopted a resolution requesting the N.Y.S. Dept. of Transportation to improve the sight line distances at this intersection. On July 13, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that they will conduct this study as their caseload permits.
15. Traffic Study - Green Arrows at Central and Walden Avenues  
On March 20, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that green arrows will be installed at this intersection. On January 4, 1982, the Town Clerk requested a status report on this matter from the N.Y.S. Dept. of Transportation.
16. Traffic Study - Speed Reduction on Central Avenue  
On November 13, 1981, the N.Y.S. Dept. of Transportation notified the Town Board that a 40 MPH speed reduction is being processed. On January 4, 1982, the Town Clerk requested a status report on this matter from the N.Y.S. Dept. of Transportation.
17. Traffic Study - Speed Reduction on William Street  
On September 8, 1980, the N.Y.S. Dept. of Transportation notified the Town Board that this study was under way. On January 4, 1982, the Town Clerk requested a status report on this matter from the N.Y.S. Dept. of Transportation.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mr. Ted Kocalski, 95 Kokomo Street, Depew, New York 14043, spoke with the Town Board relative to the policies of the Town of Lancaster in granting tax relief to new industry.

Mr. Kocalski voiced his opinion that he strongly objects to the Town of Lancaster granting tax exemption in order to lure industry into the Lancaster area. It was Mr. Kocalski's belief and contention that the tax exemption granted to industry placed a double tax burden on him as an individual taxpayer for the period of tax relief forgiveness.

COMMUNICATIONS:DISPOSITION

16. Association of Towns to Town Clerk - Listing of events and sessions planned for 1982 Annual Meeting to be held at N.Y.C. from 2/14-17/82.	DELEGATES
17. County Dept. of Environment and Planning to Highway Supt. - Clarification of Article 15 of the Environmental Conservation Law in regards to trash and debris cleanup of Scajaquada Creek.	R & F
18. Chief Office, Millgrove Vol. Fire Co., Inc. to Supervisor - Expression of thanks for support during years of service.	R & F
19. LVAC to Town Clerk - List of 1982 officers of LVAC.	R & F
20. Twin District Vol. Fire Co., Inc. to Town Clerk - Recommendation of new member to active roster.	TOWN CLERK
21. D.C.O. to Town Board - Monthly report for December 1981.	R & F
22. D.C.O. to Town Board - Annual report for 1981.	R & F
23. Town Clerk to Supervisor - Monthly report for December 1981.	R & F
24. Town Clerk to Dept. of Audit and Control - Transmittal of "Annual Report of Notices of Tort Claims" for 1981.	R & F
25. Supervisor to N.Y.S. Dept. of Transportation - Summarization of comments and questions raised regarding the "Park and ride" lot proposed.	R & F
26. LVAC President to Supervisor - Expression of appreciation for help and assistance during term of office.	R & F
27. Gordon & Broderick Associates to County Dept. of Environment and Planning - Transmittal of sets of Sanitary Sewer plans for Lancaster Industrial Commerce Center.	R & F
28. Janet Yuzwak to Town Board - Letter of resignation as craft instructor at Senior Citizens Center.	R & F
29. N.Y.S. Office of Development Planning to Supervisor - Comments regarding the Industrial Revenue Bond program.	R & F
30. Town Attorney to Town Board - Comments and revised cost estimation of Highway Garage and Office hearing conversion.	R & F
31. Hamburg Village Clerk to Town Clerk - Transmittal of resolution opposing telephone rate increase.	R & F

COMMUNICATIONS CONT'D.:DISPOSITION

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|---|---|
| 32. Depew Union Free School District Supt. to Supervisor -<br>Request to be included in any disaster preparedness plans being formulated.   | <u>SUPERVISOR</u><br>_____<br>_____<br>_____  |
| 33. Buffalo District Corps of Engineers to Supervisor -<br>Response to application requesting authorization concerning outlet structure for detention pond located on Walden near Pavement. | <u>R &amp; F</u><br>_____<br>_____<br>_____   |
| 34. Supervisor to County Executive -<br>Request confirmation of Robert H. Giza as Town member of ECSD No. 4, Board of Managers.   | <u>R &amp; F</u><br>_____<br>_____<br>_____   |
| 35. N.Y.S. Dept. of Public Service to Town Clerk -<br>Comments and transmittal of data relative to proposed N.Y. Telephone's changes in local calling areas.                                | <u>R &amp; F</u><br>_____<br>_____<br>_____   |
| 36. Congressman Kemp to Town Clerk -<br>Response to resolution concerning postal service for new subdivisions.  | <u>R &amp; F</u><br>_____<br>_____<br>_____   |
| 37. County Dept. of Environment and Planning to Supervisor -<br>Status of relief sewer and overflow facility projects.  | <u>ATTORNEY</u><br>_____<br>_____<br>_____  |
| 38. Habitterra Associates to Supervisor -<br>Revised proposal regarding roofs on Recreation, Police and leased garage buildings.  | <u>ATTORNEY</u><br><u>TOWN CLERK FOR</u><br><u>INSURANCE NOTIFICATION</u><br>_____<br>_____ |
| 39. Public Service Commission to Supervisor -<br>Notice of meetings to be held regarding proposed N.Y. Telephone's changes in local calling areas.  | <u>SUPERVISOR</u><br><u>R &amp; F</u><br>_____<br>_____                                     |
| 40. LVAC to Supervisor -<br>List of 1982 officers.  | <u>R &amp; F</u><br>_____<br>_____<br>_____   |
| 41. Shelgren & Marzec to Supervisor -<br>Recommendation of payment to A & R Roofing regarding new roofing on Sr. Citizens Ctr.  | <u>R &amp; F</u><br>_____<br>_____<br>_____   |
| 42. Sesquicentennial Ball Committee to Supervisor -<br>Request for sponsorship in Souvenir Program.   | <u>SUPERVISOR</u><br>_____<br>_____<br>_____  |
| 43. N.Y.S. Board of Equalization and Assessment to Supervisor -<br>Notice of tentative state equalization rate for assessment roll completed in 1981.                                       | <u>R &amp; F</u><br>_____<br>_____<br>_____   |
| 44. Youth Bureau to Supervisor -<br>Minutes from meeting held 11/19/81.   | <u>R &amp; F</u><br>_____<br>_____<br>_____   |
| 45. Supervisor to Town Board -<br>Notification of investments made during December 1981.  | <u>R &amp; F</u><br>_____<br>_____<br>_____   |
| 46. County Dept. of Law to Supervisor -<br>Transmittal of 1981-82 snow plowing contract.  | <u>SUPERVISOR</u><br>_____<br>_____<br>_____  |
| 47. Federal Emergency Management Agency to Supervisor -<br>Acknowledgement of receipt of resolution adopting the Flood Plain Ordinance.   | <u>R &amp; F</u><br>_____<br>_____<br>_____   |

COMMUNICATIONS CONT'D.:

DISPOSITION

48. Lovell Safety Management Co., Inc. to Supervisor -  
Notice of Interim Meeting to be held at Buffalo on 1/19/82.
49. Planning Board to Town Board -  
Recommendation of approval of Brink's Motors Special Use Permit.
50. Planning Board to Town Board -  
Minutes from meeting held 1/6/82.
51. Village of Lancaster to Town Clerk -  
Excerpt from minutes of Board meeting held 1/11/82 opposing N.Y. Telephone's proposed local toll charges.
52. Supervisor to Town Clerk -  
Transmittal of plans and specifications for the fuel conversion bid opening.
53. Highway Supt. to Town Board -  
Request authority to purchase new engine for 1972 Oshkosh.
54. Highway Supt. to Town Board -  
Notification of authorizing Foreman Louis Cacciotti to assume duties during absence due to surgery.

TOWN CLERK

ATTORNEY FOR  
RESOLUTION 2/1/82

R & F

R & F

R & F

HIGHWAY SUPT. FOR  
SPECIFICATIONS

R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN GRZYBOWSKI, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 9:50 P.M. out of respect to:

MICHAEL PALMA ✓

DARLENE M. MARKOWSKI ✓

THEODORE BUCZKOWSKI, JR. ✓

Signed

*Robert P. Thill*

Robert P. Thill, Town Clerk